



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

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No. 255 Dispur, Friday, 21st June, 2019, 31st Jaistha, 1941 (S. E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

HEALTH & FAMILY WELFARE DEPARTMENT

NOTIFICATION

The 19th June, 2019

No. HLA.1111/2018/150.- Whereas, opioids like Morphine, are considered the best analgesic and are recommended by the World Health Organization (WHO) in cases of excruciating pain such as one suffered by terminally ill cancer patients;

Whereas, the issue of adequate access to opioids for medical use has been a subject matter of concern;

Whereas, Essential Narcotic Drug (END) has been defined under the Narcotic Drugs and Psychotropic Substances (Amendment) Act, 2014, to be a narcotic drug notified by the Central Government for medical and scientific use;

Whereas, the Narcotic Drugs and Psychotropic Substances (Amendment) Act, 2014 and Narcotic Drugs and Psychotropic Substances (Third Amendment) Rules, 2015, have been notified by the Government of India in order to simplify the regulatory provisions relating to sale, purchase, possession, consumption, use, etc. of ENDs;

Whereas, the Government of India vide notification dated 05.05.2015, has notified six narcotic drugs as ENDs- (i) Codeine, (ii) Dihydrocodeinone (commonly known as Hydrocodone), (iii) Dihydroxy Codeinone (commonly known as 'Oxy-codone and Dihydroxycodone), (iv) Fentanyl, (v) Methadone, and (vi) Morphine;

Whereas, the concept of Recognized Medical Institution (RMI) has been introduced for stocking and dispensing essential narcotic drugs;

Whereas, a RMI may possess essential narcotic drug in such quantity and in such manner as specified in the aforesaid rules;

Whereas, Government or Municipal Corporation or Municipal Council or Zilla Parishad hospital, dispensary and medical institution, are exempt only from making application to the Controller of Drugs for recognition as RMI, but all other provisions of the aforesaid rules shall be equally applicable to such deemed RMIs as are applicable to other RMIs;

Whereas, medical institutions in private sector can get recognized as RMIs;

Whereas, as per rule 52-O under Chapter VB of the Narcotic Drugs and Psychotropic Substances (Third Amendment) Rules, 2015, a medical institution seeking to be a recognized medical institution or renewal of such recognition under these rules for possessing, dispensing or selling essential narcotic drugs for medical purposes shall apply in Form No. 3F to the Controller of Drugs, and the Controller of Drugs may issue a Certificate of Recognition after due diligence;

Now, therefore, pending amendments to Assam Narcotic Drugs and Psychotropic Substances Rules, 1988, Health & Family Welfare Department hereby authorizes Controller of Drugs, Assam, as defined in Rule 2 (da) of Narcotic Drugs and Psychotropic Substances (Third Amendment) Rules, 2015, to exercise the powers under the relevant provisions of the Narcotic Drugs and Psychotropic Substances (Third Amendment) Rules, 2015, in respect of ENDs and RMIs, including rules 52A, 52F, 52H, 52I, 52M, 52N, 52O, 52P, 52Q, 52R, 52S, 52T, 52U, 52V, 52Y and 52Z.

This is issued in pursuance of the No Objection communicated by the Excise Department vide endorsement dated 24/04/2019 and the Judicial Department vide U/O No. 422/19 dated 09/05/2019.

SAMIR K. SINHA,

Principal Secretary to the Government of Assam,
Health & Family Welfare Department.